

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

United States of America

07 Cr 1027 (SCR)

- against -

**MOTION TO ADMIT COUNSEL**

Bernard B. Kerik

**PRO HAC VICE**

Defendant.

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Thomas R. Fallati a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

James D. Wareham  
Paul, Hastings, Janofsky & Walker LLP  
875 15th Street, N.W.  
Washington, DC 20005  
Phone: (202) 551-1728  
Fax: (202) 551-0128

James D. Wareham is a member in good standing of the Bar of the States of  
District of Columbia

There are no pending disciplinary proceeding against James D. Wareham in any State or Federal court.

Dated: December 17, 2007

City, State: New York, New York

Respectfully submitted,



Thomas R. Fallati

SDNY Bar Code: TF8793  
Paul, Hastings, Janofsky & Walker LLP  
75 East 55th Street  
New York, NY 10022  
Phone: (212) 318-6094  
Fax: (212) 319-4090

FILED  
2007 DEC 28 AM 8:43  
S.D. OF N.Y.

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

United States of America

- against -

Bernard B. Kerik

Defendant.

State of New York     )  
                                  )  
County of New York    )

ss:

07 Cr 1027 (SCR)

**AFFIDAVIT OF  
THOMAS R. FALLATI  
IN SUPPORT OF MOTION  
TO ADMIT COUNSEL  
PRO HAC VICE**

Thomas R. Fallati, being duly sworn, hereby deposes and says as follows:

1. I am Of Counsel at Paul, Hastings, Janofsky & Walker LLP, counsel for Defendant in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit James D. Wareham as counsel pro hac vice to represent Defendant in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in July 1996. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known James D. Wareham since April 2007.
4. Mr. Wareham is a Partner at Paul, Hastings, Janofsky & Walker LLP, in Washington, D.C.
5. I have found Mr. Wareham to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of James D. Wareham pro hac vice.
7. I respectfully submit a proposed order granting the admission of James D. Wareham, pro hac vice, which is attached hereto as Exhibit A.

WHEREFORE it is respectfully requested that the motion to admit James D. Wareham, pro hac vice, to represent Defendant in the above captioned matter, be granted.

Dated: December 17, 2007

City, State: New York, New York

Notarized:



**DEBORAH GOLDMAN**  
Notary Public, State of New York  
No 01GO5026546  
Qualified in Queens County  
Commission Expires April 18, 2010

Respectfully submitted,



Thomas R. Fallati

SDNY Bar Code: TF8793



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia  
Court of Appeals, do hereby certify that

JAMES DAVID WAREHAM

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was on the 25<sup>TH</sup> day of SEPTEMBER, 1987  
duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on  
December 13, 2007.

GARLAND PINKSTON, JR., CLERK

By:   
Deputy Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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United States of America

- against -

07 Cr 1027 (SCR)

Bernard B. Kerik

Defendant

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**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Upon the motion of Thomas R. Fallati attorney for Bernard B. Kerik  
and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

James D. Wareham

Paul, Hastings, Janofsky & Walker LLP

875 15th Street, N.W.

Washington, DC 20005

Phone: (202) 551-1728

Fax: (202) 551-0128

Email: jameswareham@paulhastings.com

is admitted to practice pro hac vice as counsel for Bernard B. Kerik in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: December 17, 2007

City, State: New York, New York

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United States District/Magistrate Judge